IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2963 OF 2007
IN
SUIT NO.4654 OF 1998.

Vandana Mathuradas Thakkar. ... Plaintiff.
Versus.
The Municipal Corporation of
Greater Mumbai. ... Defendant.

Shri A.A.Kocharekar for the Plaintiff.

CORAM : ABHAY S.OKA, J.

DATED : 19th Sept., 2007.

P.C.:

1. Heard the learned Counsel appearing for the Plaintiff in support of the Notice of Motion. He states that the Notice of Motion has been duly served to the Defendant and the affidavit of service has been filed. In view of the averments made in paragraphs 3 and 4 of the affidavit in support of the Notice of Motion, a case for restoration of the suit is made out. Accordingly the Notice of Motion is made absolute in terms of prayer clause (a). The suit shall be listed under the caption "Undefended suits for exparte decree" on 4th October 2007. The Advocate on record for the Plaintiff to give intimation of the date fixed to the Defendant.

Judge.